



# City of NORFOLK

C: Dir., Department of City Planning

To the Honorable Council  
City of Norfolk, Virginia


January 12, 2016

From: George M. Homewood, AICP, CFM, Planning Director

Subject: **Special Exception to allow the establishment at 4408 Colley Avenue to offer limited entertainment options and increase outdoor seating—Starving Artist Café**

Reviewed:   
Ronald H. Williams, Jr., Deputy City Manager

Ward/Superward: 2/7

Approved:   
Marcus D. Jones, City Manager

Item Number:

**R-8**

I. **Staff Recommendation:** Approval.

II. **Commission Action:** By a vote of **6 to 0**, the Planning Commission recommends **Approval**.

III. **Request:** Special Exception – entertainment establishment with alcoholic beverages

IV. **Applicant:** Kim Keene

V. **Description:**

- This special exception allows the establishment to offer limited entertainment options and increase outdoor seating.
- Proposed entertainment: options include painting parties, a 5-member band, and renting out the establishment for private parties.
- A previous special exception was granted to Starving Artist Café to operate a restaurant that serves alcoholic beverages in January of 2015.

Staff point of contact: Sarah Richards at 664-7470, [sarah.richards@norfolk.gov](mailto:sarah.richards@norfolk.gov)

**Attachments:**

- Staff Report to CPC dated December 10, 2015 with attachments
- Letter of support – Highland Park Civic League
- Proponents and Opponents
- Ordinances

**Planning Commission Public Hearing: December 10, 2015**

Executive Secretary: George M. Homewood, AICP, CFM

Planner: Sarah Richards

*SGR*

Staff Report	Item No. 11	
Address	4408 Colley Avenue	
Applicant	Starving Artist Café - Kim Keene	
Request	Special Exception	Entertainment establishment with alcoholic beverages
Property Owner	Robert E. Schlegel & Son, LLC	
Site Characteristics	Site Area/Space	5,364 sq. ft./1,175 sq. ft.
	Zoning	C-2 (Corridor Commercial)
	Neighborhoods	Highland Park
	Character District	Traditional
Surrounding Area	North	C-2: Brock & Co. Beauty Salon
	East	Conditional C-2: Colley Self Storage
	South	C-2: PJ's 19 <sup>th</sup> Hole
	West	C-2: Private Marina





### A. Summary of Request

- A previous special exception was granted to Starving Artist Café to operate a restaurant that serves alcoholic beverages in January of 2015.
- This special exception would allow the establishment to offer limited entertainment options and increase outdoor seating.
- Proposed entertainment: options include painting parties, a 5-member band, and renting out the establishment for private parties.

### B. Plan Consistency

- The proposed special exception is consistent with *plaNorfolk2030*, which designates this site as commercial.
- The *Central Hampton Boulevard Area Plan* identifies this site as a location for office, research, retail, or multiunit residential.

### C. Zoning Analysis

#### i. General

- The site is located in the C-2 District, which permits the proposed use by special exception.

	Previous (Starving Artist Café)	Proposed (Starving Artist Café)
Hours of Operation	6:00 a.m. until 12:00 midnight, seven days a week	Same
Hours for the Sale of Alcoholic Beverages	10:00 a.m. until 12:00 midnight, seven days a week	Same
Capacity	37 seats indoors 10 seats outdoors 49 total capacity	Same without entertainment. With entertainment: 47 seats indoors 0 seats outdoors 49 total capacity

- Special Exception history:

City Council Approval	Applicant	Request
January 2015	Kim Keene	<ul style="list-style-type: none"><li>• Eating and Drinking Establishment</li></ul>
Pending	Kim Keene	<ul style="list-style-type: none"><li>• Entertainment Establishment</li></ul>

**ii. Parking**

- A change in use from Eating and Drinking Establishment to Entertainment Establishment does not require the applicant to provide additional parking spaces.
- On-street parking is also available on this portion of Colley Ave.
- The proposed establishment is not proposing an increase in occupancy or building floor area and no additional parking impacts are anticipated.

**iii. Flood Zone**

The property is located mainly in the X (Shaded) Flood Zone, which is a moderate-risk flood zone.

- The southeast corner of the property is located partially in the AE 7.6 flood zone, which is a high-risk flood zone.
- A small portion of the property toward the front of the lot is located in Zone X, a low-risk flood zone.
- Any substantial modifications to the building would require the building to comply with current flood regulations.

**D. Transportation Impacts**

Institute of Transportation Engineers figures estimate that this new restaurant will generate 48 additional vehicle trips per day by increasing total indoor seating at this location by 10 seats above currently approved levels.

**E. Impact on the Environment**

- There are currently no opportunities for landscaping site improvements to this existing building.

**F. Impact on Surrounding Area/Site**

- By requiring this use to conform to the conditions listed below, the proposed eating and drinking establishment should not have a negative effect on the surrounding neighborhood.
- There have been no calls for service to this property.

**G. Payment of Taxes**

The owner of the property is current on all real estate taxes.

**H. Civic League**

The application was sent to the Highland Park Civic League on October 27th. On November 12<sup>th</sup>, the Civic League voted "no objection" to the application.

**I. Communication Outreach/Notification**

- Legal notice was posted on the property on November 3.
- Letters were mailed to all property owners within 300 feet of the property on November 25.



- Legal notification was placed in *The Virginian-Pilot* on November 26 and December 3.

**J. Recommendation**

Staff recommends that the special exception request be **approved** subject to the conditions shown below:

- (a) The hours of operation for the establishment shall be limited to 6:30 a.m. until 12:00 midnight, seven days per week. No use of the establishment outside of the hours of operation listed herein shall be permitted.
- (b) The hours of operation for the sale of alcoholic beverages and for entertainment shall be limited to 10:00 a.m. until 12:00 midnight, seven days per week.
- (c) The minimum number of seats for the establishment shall be 32 seats indoors and 0 seats outdoors, and the total occupant capacity, including employees, shall not exceed 49 people. The maximum number of seats indoors when there is entertainment is 47.
- (d) This special exception shall terminate in the event of a change in ownership of the establishment and may be revoked in the event of a change in the operation or management of the establishment as described in the Description of Operations set forth in "Exhibit A," attached hereto, provided that no termination in the event of a change in ownership of the establishment shall be effective until 120 days after the change or until a new special exception is granted showing the new owner, whichever is earlier. Notwithstanding the above, no violation of this condition shall be deemed to have occurred if the only change in management is a result of one or more of the members of the management team identified in the Description of Operations ceasing to work at the establishment.
- (e) Entertainment shall be limited to live bands having no more than 5 members. No other form of entertainment is permitted.
- (f) There shall be no dancing and no dance floor provided.
- (g) The layout of the establishment shall adhere to the specifications of the floor plans attached hereto and marked as "Exhibit B."
- (h) No door to the establishment which opens onto or faces a public right-of-way shall be propped open during any time that entertainment is being provided.
- (i) The establishment shall maintain a current, active business license at all

times while in operation.

- (j) The establishment shall remain current on all food and beverages taxes and business personal property taxes which may become due while it is in operation.
- (k) No public telephone(s) shall be permitted on the exterior of the property. Any public phone(s) on the interior of the building shall be located in an area within full view of the establishment's staff and shall not be permitted within any restroom.
- (l) During all hours of operation, the establishment operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the special exception so as to keep such areas free of litter, refuse, solid waste, and any bodily discharge.
- (m) The establishment shall maintain a designated driver program which shall provide, at minimum, that designated drivers may be served non-alcoholic beverages at no charge. The establishment shall describe the program in writing and its availability shall be made known to patrons via either a printed card placed on each table and on the bar or a description printed on the menu.
- (n) A menu shall be provided containing an assortment of foods which shall be made available at all times the establishment is open. A food menu and full dining service shall be available at the bar.
- (o) The business authorized by this special exception shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this special exception. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new special exception must be obtained prior to implementing such change. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (p) The violation of any requirement, limitation, or restriction imposed by the Virginia ABC Commission shall be deemed a violation of this special exception. This special exception may be revoked for any violation of a general or specific condition, including a condition incorporated by



reference and including a condition arising from requirements, limitations, or restrictions imposed by the ABC Commission or by Virginia law.

- (q) Neither the establishment nor any portion of it shall be leased, let, or used by any third party to stage an event for profit. No outside promoter shall be permitted to use, operate, rent, or host any event on the premises.
- (r) An ABC manager, employed and compensated by the applicant, shall be present at all events held on the premises. This manager shall supervise the event at all times. The ABC manager shall be present on the premises at least one hour prior to the beginning of the event and shall remain on the premises until the event is concluded and the establishment is secured and locked. If alcohol is not served or consumed, a responsible supervisor, employed and compensated by the applicant, shall perform this function.
- (s) In addition to the ABC manager or supervisor the applicant shall provide such additional paid staff as may be necessary to coordinate, supervise, and manage any event held on the premises.
- (t) No patrons or guests shall be charged a cover charge or fee for entry to the establishment.
- (u) A binder or folder containing documentation relating to the operation of the establishment shall be kept on the premises at all times and shall be produced upon request made by any person. For purposes of this section, the documentation relating to the operation of the establishment shall include copies of the following:
  - (1) This special exception;
  - (2) Any ABC license(s);
  - (3) Any occupancy permit(s);
  - (4) Certifications of all persons who work on the premises as a security guard;
  - (5) All fire code certifications, including alarm and sprinkler inspection records;
  - (6) Any health department permit(s);

- (7) The emergency action plan required under the Fire Prevention Code;
- (8) The names, addresses, and phone numbers of all persons who manage or supervise the establishment at any time;
- (9) The establishment's designated driver program

**Attachments:**

Location Map

Zoning Map

1000' radii map of similar ABC establishments

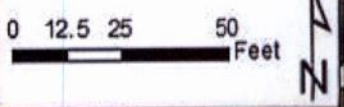
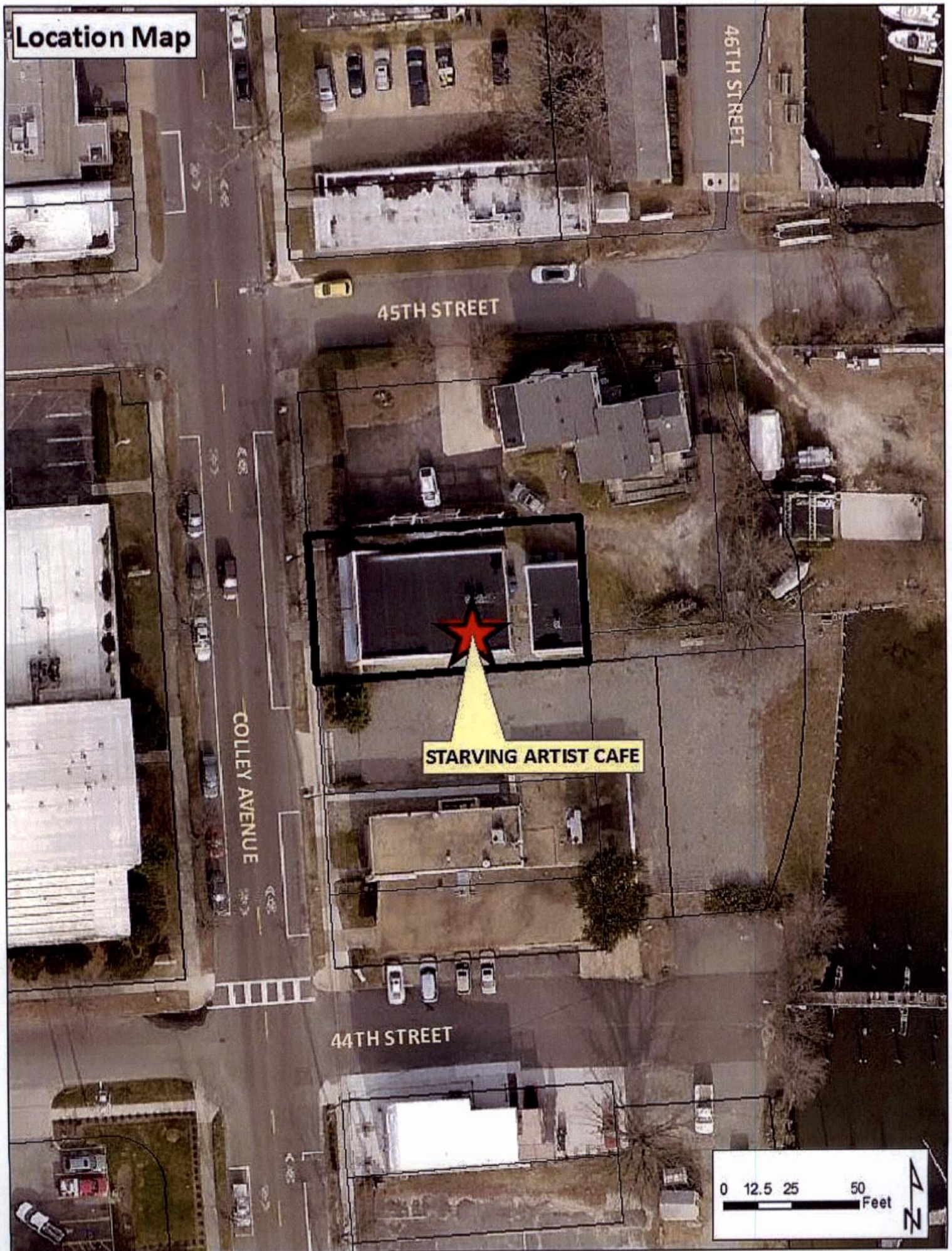
Application

Notice to the Highland Park Civic League

Letter of "No Objection" from the Highland Park Civic League

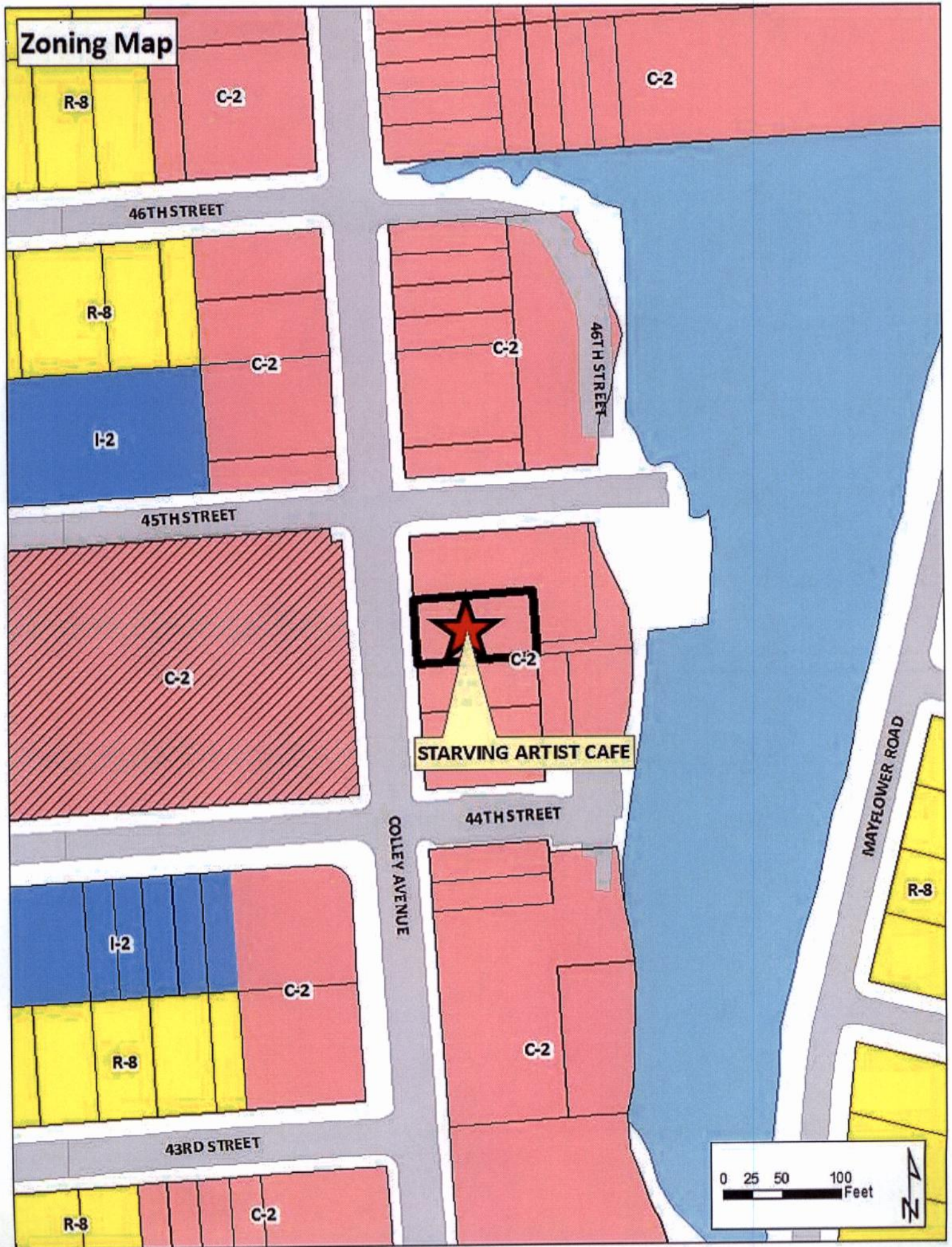


**Location Map**



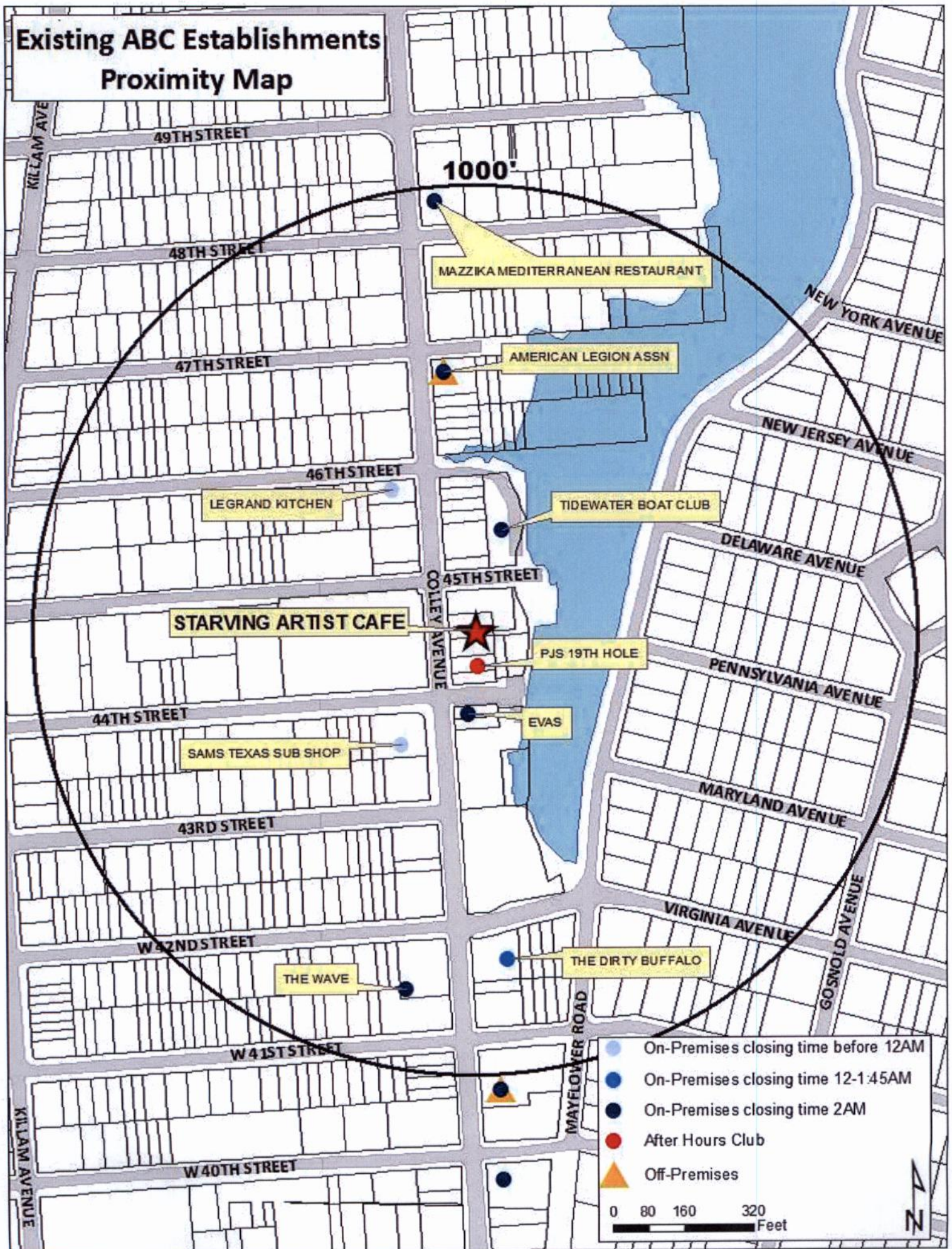


# Zoning Map





# Existing ABC Establishments Proximity Map



## **Proponents and Opponents**

### **Proponents**

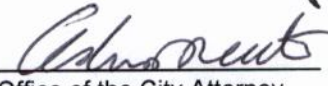
Kim Keene – Applicant  
1024 Jamestown Crescent  
Norfolk, VA 23508

### **Opponents**

None



Form and Correctness Approved. 

By   
Office of the City Attorney

NORFOLK, VIRGINIA

Contents Approved:

By   
DEPT.

## ORDINANCE No.

AN ORDINANCE GRANTING A SPECIAL EXCEPTION AUTHORIZING THE OPERATION OF AN ENTERTAINMENT ESTABLISHMENT KNOWN AS "STARVING ARTIST CAFE" ON PROPERTY LOCATED AT 4408 COLLEY AVENUE.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That a Special Exception is hereby granted to Kim Keene authorizing the operation of an entertainment establishment named "Starving Artist Cafe" on property located at 4408 Colley Avenue. The property which is the subject of this Special Exception is more fully described as follows:

Property fronts 25 feet, more or less, along the eastern line of Colley Avenue beginning 75 feet, more or less, from the southern line of 45<sup>th</sup> street and extending southwardly; premises numbered 4408 Colley Avenue.

Section 2:- That the Special Exception granted hereby shall be subject to the following conditions:

- (a) The hours of operation for the establishment shall be limited to 6:30 a.m. until 12:00 midnight, seven days per week. No use of the establishment outside of the hours of operation listed herein shall be permitted.
- (b) The hours for the sale of alcoholic beverages and for entertainment shall be limited to 10:00 a.m. until 12:00 midnight, seven days per week.
- (c) The seating for the establishment shall not be less than 32 seats indoors, shall not have any seats outdoors, and the total occupant capacity, including employees, shall not exceed 49 people. The maximum number of seats indoors when entertainment is being provided shall be limited to 47.

- (d) This special exception shall terminate in the event of a change in ownership of the establishment and may be revoked in the event of a change in the operation or management of the establishment as described in the Description of Operations set forth in "Exhibit A," attached hereto, provided that no termination in the event of a change in ownership of the establishment shall be effective until 120 days after the change or until a new special exception is granted showing the new owner, whichever is earlier. Notwithstanding the above, no violation of this condition shall be deemed to have occurred if the only change in management is a result of one or more of the members of the management team identified in the Description of Operations ceasing to work at the establishment.
- (e) Entertainment shall be limited to live bands having no more than five (5) members.
- (f) There shall be no dancing and no dance floor provided.
- (g) The layout of the establishment shall adhere to the specifications of the floor plans attached hereto and marked as "Exhibit B."
- (h) No door to the establishment which opens onto or faces a public right-of-way shall be propped open during any time that entertainment is being provided.
- (i) The establishment shall maintain a current, active business license at all times while in operation.
- (j) The establishment shall remain current on all food and beverages taxes and business personal property taxes which may become due while it is in operation.
- (k) No public telephone(s) shall be permitted on the exterior of the property. Any public phone(s) on the interior of the building shall be located in an area within full view of the establishment's staff and shall not be permitted within any restroom.
- (l) During all hours of operation, the establishment



operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the special exception so as to keep such areas free of litter, refuse, solid waste, and any bodily discharge.

- (m) The establishment shall maintain a designated driver program which shall provide, at minimum, that designated drivers may be served non-alcoholic beverages at no charge. The establishment shall describe the program in writing and its availability shall be made known to patrons via either a printed card placed on each table and on the bar or a description printed on the menu.
- (n) A menu shall be provided containing an assortment of foods which shall be made available at all times the establishment is open. A food menu and full dining service shall be available at the bar.
- (o) The business authorized by this special exception shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this special exception. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new special exception must be obtained prior to implementing such change. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (p) The violation of any requirement, limitation, or restriction imposed by the Virginia ABC Commission shall be deemed a violation of this special exception. This special exception may be revoked for any violation of a general or specific condition, including a condition incorporated by reference and including a condition arising from requirements, limitations, or restrictions imposed by the ABC Commission or by Virginia law.

- (q) Neither the establishment nor any portion of it shall be leased, let, or used to stage any private party and no outside promoter shall be permitted to use, operate, rent, or host any event on the premises.
- (r) No patrons or guests shall be charged a cover charge or fee for entry to the establishment.
- (s) A binder or folder containing documentation relating to the operation of the establishment shall be kept on the premises at all times and shall be produced upon request made by any person. For purposes of this section, the documentation relating to the operation of the establishment shall include copies of the following:
  - (1) This special exception;
  - (2) Any ABC license(s);
  - (3) Any occupancy permit(s);
  - (4) Certifications of all persons who work on the premises as a security guard;
  - (5) All fire code certifications, including alarm and sprinkler inspection records;
  - (6) Any health department permit(s);
  - (7) The emergency action plan required under the Fire Prevention Code;
  - (8) The names, addresses, and phone numbers of all persons who manage or supervise the establishment at any time; and
  - (9) The establishment's designated driver program.

Section 3:- That the City Council hereby determines that the Special Exception granted herein complies with each of the requirements of § 25-7 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended), namely that:

- (a) The proposed use and development will be in harmony with the objectives and policies of the adopted



general plan and with the general and specific purposes for which this ordinance was enacted and for which the regulations of the district in question were established;

- (b) The proposed use and development will not substantially diminish or impair the value of the property within the neighborhood in which it is located;
- (c) The proposed use and development will not have an adverse effect upon the character of the area or the public health, safety and general welfare. Conditions may be applied to the proposed use and development, as specified in section 25-8 below, to mitigate potential adverse impacts;
- (d) The proposed use and development will be constructed, arranged and operated so as not to interfere with the use and development of neighboring property in accordance with the applicable district regulations;
- (e) The proposed use and development will be served adequately by essential public facilities and services such as streets, public utilities, drainage structures, police and fire protection, refuse disposal, parks, libraries, and schools;
- (f) The proposed use and development will not cause undue traffic congestion nor draw significant amounts of traffic through residential streets;
- (g) The proposed use and development will not result in the destruction, loss or damage of natural, scenic or historic features of significant importance;
- (h) The proposed use and development will not cause substantial air, water, soil or noise pollution or other types of pollution which cannot be mitigated;
- (i) The proposed use and development will not cause a negative cumulative effect, when its effect is considered in conjunction with the cumulative effect of various special exception uses of all types on the immediate neighborhood and the effect of the proposed type of special exception use on

the city as a whole;

- (j) The proposed use and development complies with all additional standards imposed on it by the particular provisions of the ordinance authorizing such use; and
- (k) No application for a special exception shall be recommended or granted until any and all delinquent real estate taxes owed to the City of Norfolk on the subject property have been paid.

Section 4:- That the Special Exception granted hereby amends the previously granted special exception permitting an eating and drinking establishment on this property, adopted on February 10, 2015 (Ordinance No. 45,856). All provisions and conditions previously approved are entirely superseded by the terms of this Special Exception.

Section 5:- That this ordinance shall be in effect from the date of its adoption.

ATTACHMENTS:

Exhibit A (5 pages)

Exhibit B (2 pages)





EXHIBIT "A"  
Description of Operations  
Entertainment Establishment  
(Please Print)

Date OCT. 26, 2015

Trade name of business STARVING ARTIST CAFE

Address of business 4408 COLLEY AVE

Name(s) of business owner(s)\* KIM KEENE, BRIDGET VARNEY ALLY KEENE

Name(s) of property owner(s)\* ROBERT SCHLEGEL - "Robert E. Schlegel & son, LLC"

Name(s) of business manager(s)/operator(s) KIM KEENE, BRIDGET VARNEY

Daytime telephone number (757) 305-9290

\*If business or property owner is a partnership, all partners must be listed.

\*If business or property owner is an LLC or Corporation, all principals must be listed.

1. Proposed Hours of Operation:

Facility		Alcoholic Beverage Sales and Entertainment	
Weekday	From <u>6:30 AM</u> To <u>MIDNIGHT</u>	Weekday	From <u>10 AM</u> To <u>MIDNIGHT</u>
Friday	From <u>6:30 AM</u> To <u>MIDNIGHT</u>	Friday	From <u>10 AM</u> To <u>MIDNIGHT</u>
Saturday	From <u>6:30 AM</u> To <u>MIDNIGHT</u>	Saturday	From <u>10 AM</u> To <u>MIDNIGHT</u>
Sunday	From <u>6:30 AM</u> To <u>MIDNIGHT</u>	Sunday	From <u>10 AM</u> To <u>MIDNIGHT</u>

2. Type of ABC license applied for (check all applicable boxes):

☒ On-Premises ☐ Off-Premises (second application required)

3. Type of alcoholic beverage applied for:

☒ Beer ☒ Wine ☒ Mixed Beverage

**Exhibit A – Page 2**  
**Entertainment Establishment**

4. Will video games, pool tables, game boards or other types of games be provided?  
☐ Yes (If more than 4, additional application required) ☒ No

4a. If yes, please describe type and number of each game to be provided:

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5. Will patrons ever be charged to enter the establishment?  
☐ Yes ☒ No

5a. If yes, why:

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5b. Which days of the week will there be a cover charge (circle all applicable days):

Monday	Tuesday	Wednesday	Thursday	Friday
Saturday	Sunday			

6. Will the facility or a portion of the facility be available for private parties?  
☐ Yes ☒ No

6a. If yes, explain:

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7. Will a third party (promoter) be permitted to lease, let or use the establishment?  
☐ Yes ☒ No

7a. If yes, explain:

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8. Will there ever be a minimum age limit?  
☐ Yes ☒ No



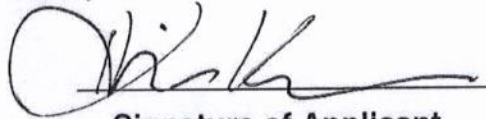
**Exhibit A – Page 3**  
**Entertainment Establishment**

9. Additional comments/description/operational characteristics or prior experience:

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Note: If smoking is permitted, then floor plans must be submitted showing all necessary building requirements for such facility

A handwritten signature in black ink, consisting of a large, stylized 'O' followed by a series of loops and a long horizontal stroke.

**Signature of Applicant**

**Exhibit A – Floor Plan(s) Worksheet  
Entertainment Establishment**

LAYOUT 1  
(INCLUDES OUTDOOR SEATING)

- Complete this worksheet based for each floor plan submitted with application.
- Floor plan(s) must be prepared by a registered design professional and include:
  - Tables/seats
  - Restroom facilities
  - Bar
  - Ingress and egress
  - Standing room
  - Disc Jockey/Band/Entertainment area)
  - Outdoor seating
  - Total maximum capacity (including employees)

**1. Total capacity**

**a. Indoor**

Number of seats (not including bar seats)

Number of bar seats

Standing room

33 4 # REDUCES IF  
4 BAND IS  
PLAYING.

**b. Outdoor**

Number of seats

10

**c. Number of employees**

2

**Total Occupancy**

(Indoor/Outdoor seats, standing room and employees) = 49

**2. Entertainment**

List ANY type of entertainment proposed other than a 3 member live band, karaoke, comedian, or poetry reading.

5 MEMBER BAND

PAINT PARTIES.

**3. Will a dance floor be provided?**

☐ Yes ☒ No

**3a. If yes,**

Square footage of establishment \_\_\_\_\_

Square footage of dance floor \_\_\_\_\_

- If a disc jockey is proposed, a dance floor must be provided.
- If the dance floor is more than 10% of the square footage of the establishment, a Dance Hall permit is required.

**DEPARTMENT OF CITY PLANNING**

810 Union Street, Room 508  
Norfolk, Virginia 23510



LAYOUT 2

**Exhibit A – Floor Plan(s) Worksheet  
Entertainment Establishment**

- Complete this worksheet based for each floor plan submitted with application.
- Floor plan(s) must be prepared by a registered design professional and include:
  - Tables/seats
  - Restroom facilities
  - Bar
  - Ingress and egress
  - Standing room
  - Disc Jockey/Band/Entertainment area)
  - Outdoor seating
  - Total maximum capacity (including employees)

**1. Total capacity**

**a. Indoor**

Number of seats (not including bar seats)

Number of bar seats

Standing room

43. ~~4~~ # REDUCES BY IF  
BAND IS PLAYING  
4

**b. Outdoor**

Number of seats

—

**c. Number of employees**

2

**Total Occupancy**

(Indoor/Outdoor seats, standing room and employees) = 49

**2. Entertainment**

List ANY type of entertainment proposed other than a 3 member live band, karaoke, comedian, or poetry reading.

5 member band

PARTY PARTIES.

**3. Will a dance floor be provided?**

☐ Yes ☒ No

**3a. If yes,**

Square footage of establishment \_\_\_\_\_

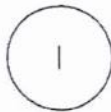
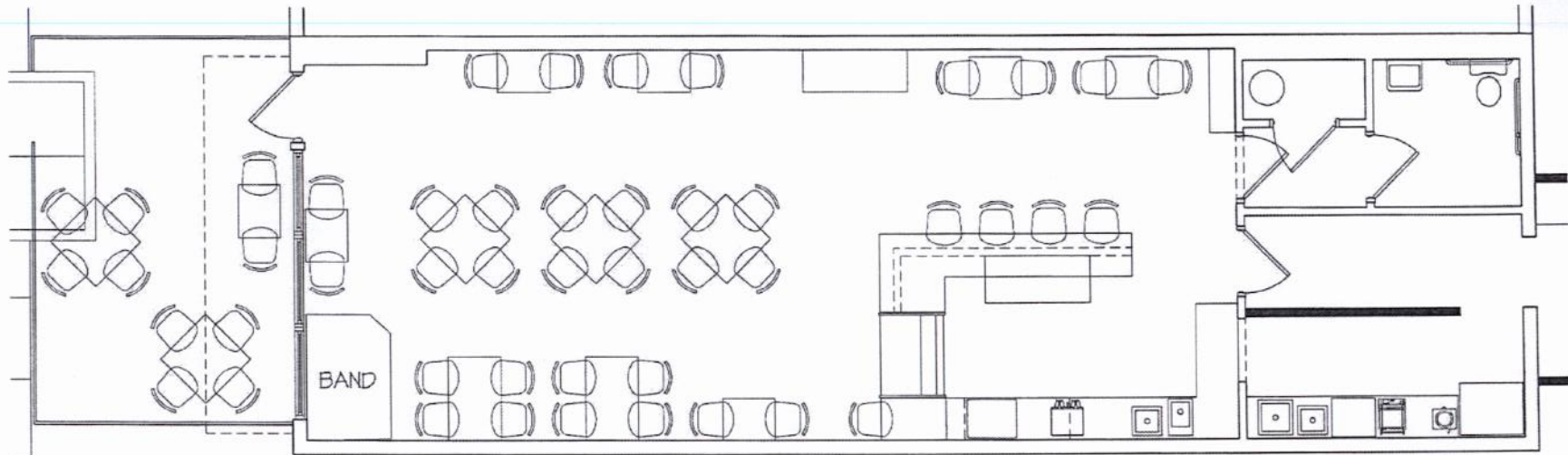
Square footage of dance floor \_\_\_\_\_

- If a disc jockey is proposed, a dance floor must be provided.
- If the dance floor is more than 10% of the square footage of the establishment, a Dance Hall permit is required.

**DEPARTMENT OF CITY PLANNING**

810 Union Street, Room 508

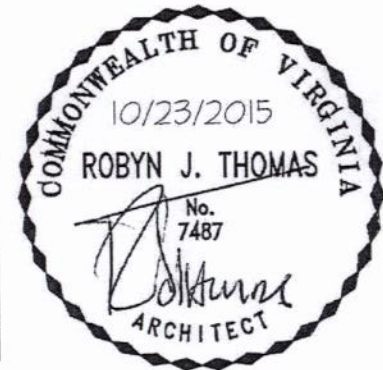
Norfolk, Virginia 23510



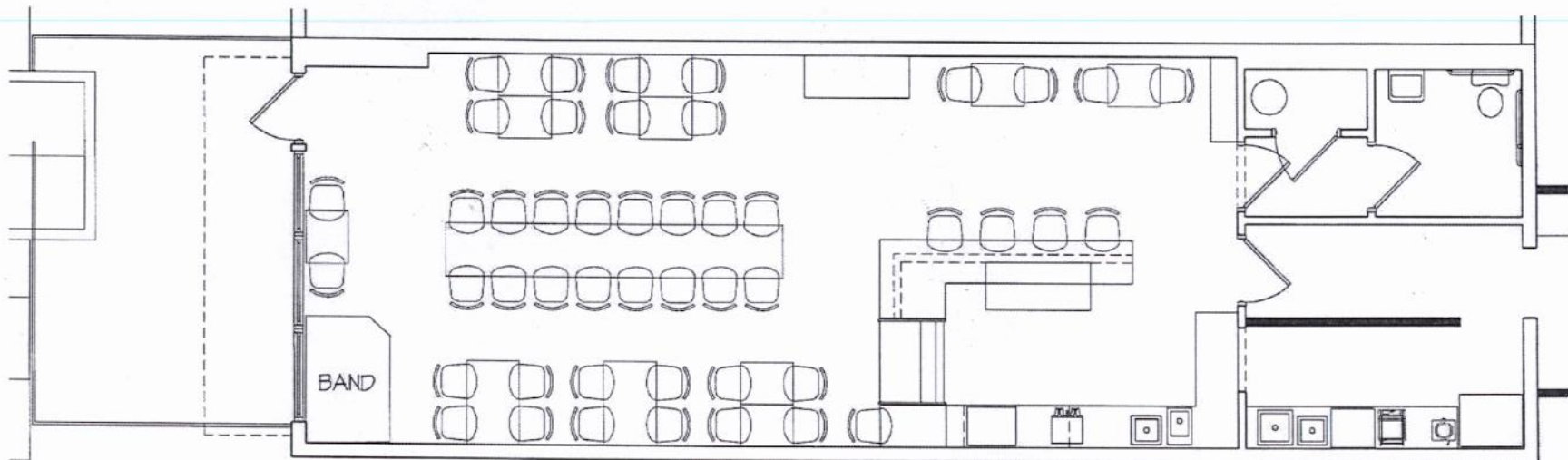
4408 COLLEY

SCALE: 1/8" = 1'-0"

OCCUPANCY CALCULATIONS	
OUTDOOR SEATING	10
INDOOR SEATING	37
STAFF	2
TOTAL	49

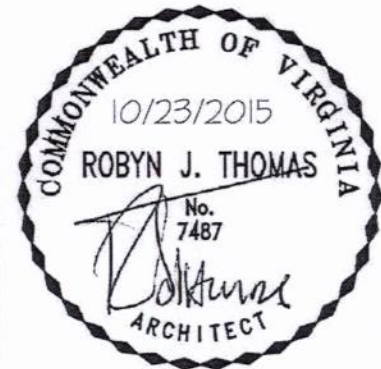






2 4408 COLLEY  
SCALE: 1/8" = 1'-0"

OCCUPANCY CALCULATIONS	
OUTDOOR SEATING	0
INDOOR SEATING	47
STAFF	2
TOTAL	49





**APPLICATION  
ADULT USE SPECIAL EXCEPTION  
ENTERTAINMENT ESTABLISHMENT  
(Please Print)**

Date OCT. 26<sup>TH</sup> 2015

**DESCRIPTION OF PROPERTY**

Address 4408 COLLEY AVE. NORFOLK VA 23508

Existing Use of Property STARVING ARTIST CAFE

Proposed Use GALLERY - COFFEE SHOP W/ BEER & WINE

Current Building Square Footage ~~2800~~ 2923

Proposed Building Square Footage 2923

Trade Name of Business (If applicable) Starving Artist Cafe

**APPLICANT**

(If applicant is a LLC or a Corp./Inc., include name of official representative and/or all partners)

1. Name of applicant: (Last) KEENE (First) KIM (MI) \_\_\_\_\_

Mailing address of applicant (Street/P.O. Box): 1024 JAMESTOWN CRES.

(City) NORFOLK (State) VA (Zip Code) 23508

Daytime telephone number of applicant 757 305-9290 Fax ( ) \_\_\_\_\_

E-mail address of applicant: HELLO@STARVINGARTISTNORFOLK.COM

**DEPARTMENT OF CITY PLANNING**  
810 Union Street, Room 508  
Norfolk, Virginia 23510



Application  
Entertainment Establishment  
Page 2

**AUTHORIZED AGENT (if applicable)**

(If agent is a LLC or a Corp./Inc., include name of official representative and/or all partners)

2. Name of applicant: (Last) VARNEY (First) Bridget (MI) D

Mailing address of applicant (Street/P.O. Box): 1024 JAMESTOWN CRES.

(City) NORFOLK (State) VA (Zip Code) 23508

Daytime telephone number of applicant 757 477-4676 Fax ( )

E-mail address of applicant: bdvarney@yahoo.com

**PROPERTY OWNER**

(If property owner is a LLC or a Corp./Inc., include name of official representative and/or all partners)

(Robert E. Schlegel & son, LLC)  
3. Name of property owner: (Last) SCHLEGEL (First) ROBERT (MI) E. JR

Mailing address of property owner (Street/P.O. box): 4408 COUNTRY AVE.

(City) NORFOLK (State) VA (Zip Code) 23508

Daytime telephone number of owner ( ) email:

**CIVIC LEAGUE INFORMATION**

Civic League contact: HIGHLAND PARK

Date(s) contacted: \_\_\_\_\_

Ward/Super Ward information: \_\_\_\_\_

**REQUIRED ATTACHMENTS**

**CERTIFICATION**

I hereby submit this complete application and certify the information contained herein is true and accurate to the best of my knowledge:

Print name: Robert E. Seiden Sign: [Signature] /  
(Property Owner or Authorized Agent of Signature) (Date)

Print name: [Signature] Sign: Kim KEEWE 10, 20, 2015  
(Applicant) (Date)

**ONLY NEEDED IF APPLICABLE:**

Print name: \_\_\_\_\_ Sign: \_\_\_\_\_ / /  
(Authorized Agent Signature) (Date)



## Richards, Sarah

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**From:** HighlandParkCivicLeagueSecreta <highlandpark\_cl@yahoo.com>  
**Sent:** Wednesday, November 18, 2015 10:35 AM  
**To:** Straley, Matthew; ryderd@verizon.net  
**Cc:** Whibley, Terry; Winn, Barclay; Wilson, Denise; Richards, Sarah  
**Subject:** Re: new Planning Commission application - 4408 Colley Avenue

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Mr. Straley:

On November 12, 2015, the Highland Park Civic League reviewed the Application for Adult Use Special Exception – Entertainment Establishment submitted on behalf of Starving Artist Cafe, 4408 Colley Avenue. By majority vote, the civic league has no objection to the Application.

If you have any questions or need any additional information, please feel free to contact me at 757-619-2880 or Wendy Hazel at 757-717-5557.

Thank you for your consideration.

Dale Ryder, President  
Highland Park Civic League

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**From:** "Straley, Matthew" <Matthew.Straley@norfolk.gov>  
**To:** "ryderd@verizon.net" <ryderd@verizon.net>; "highlandpark\_cl@yahoo.com" <highlandpark\_cl@yahoo.com>  
**Cc:** "Whibley, Terry" <Theresa.Whibley@norfolk.gov>; "Winn, Barclay" <barclay.winn@norfolk.gov>; "Wilson, Denise" <Denise.Wilson@norfolk.gov>; "Richards, Sarah" <Sarah.Richards@norfolk.gov>  
**Sent:** Tuesday, October 27, 2015 3:24 PM  
**Subject:** new Planning Commission application - 4408 Colley Avenue

Mr. Ryder,

Attached please find the application for a special exception to operate an entertainment establishment with alcoholic beverages at 4408 Colley Avenue.

The item is tentatively scheduled for the December 10, 2015 Planning Commission public hearing.

Should you have any questions, please e-mail or call *Sarah Richards* at (757) 664-7470, [sarah.richards@norfolk.gov](mailto:sarah.richards@norfolk.gov)

Thank you.

**Matthew Straley**  
GIS Technician II  
Norfolk Department of City Planning  
810 Union Street, Suite 508 | Norfolk, Virginia 23510  
[Matthew.Straley@norfolk.gov](mailto:Matthew.Straley@norfolk.gov) | Tel: 757-664-4769 | Fax: 757-441-1569